

RULE NO.: R161-13.03

NOTICE OF PROPOSED RULE

POSTING DATE: January 3, 2013

The Director of the Planning and Development Review Department proposes to adopt the following rule after February 4, 2013.

Comments on the proposed rule are requested from the public. Comments should be submitted to Sylvia Arzola, 505 Barton Springs Road, Suite 500, (515) 974-6448. To be considered, comments must be submitted before February 4th, 2013, the 32nd day after the date this notice is posted. A summary of the written comments received will be included in the notice of rule adoption that must be posted for the rule to become effective.

An affordability impact statement regarding the proposed rule has been obtained and is available for inspection or copying at the address noted in the preceding paragraph.

EFFECTIVE DATE OF PROPOSED RULE

A rule proposed in this notice may not become effective before the effective date established by a separate notice of rule adoption. A notice of rule adoption may not be posted before February 4th, 2013 (the 32nd day after the date of this notice) or not after April 3rd, 2013 (the 90th day after the date of this notice).

If a proposed rule is not adopted on or before April 3rd, 2013, it is automatically withdrawn and cannot be adopted without first posting a new notice of a proposed rule.

TEXT OF PROPOSED RULE

A copy of the complete text of the proposed rule is available for public inspection and copying at the following locations. Copies may be purchased at the locations at a cost of ten cents per page:

Planning and Development Review Department, located at 505 Barton Springs Road, Suite 500; and

Office of the City Clerk, City Hall, located at 301 West 2nd Street, Austin, Texas.

BRIEF EXPLANATION OF PROPOSED RULE

Rule R161-13.03: This provides for revisions to the Consolidated Site Plan Application #11 to outline the process for submitting an Educational Impact Statement for all projects with a residential component, as specified in the application. This revision will add other school districts to the Educational Impact Statement requirement and facilitate computer generated reports relevant to school planning issues.

An additional proposed change is intended to modify a standard site plan note to make it consistent with the Fire Code. It will change the minimum vertical clearance for emergency apparatus to 14 feet.

AUTHORITY FOR ADOPTION OF PROPOSED RULE

The authority and procedure for adoption of a rule to assist in the implementation, administration, or enforcement of a provision of the City Code is provided in Chapter 1-2 of the City Code. The authority to regulate site plans is established in Chapter 25-5 of the City Code.

CERTIFICATION BY CITY ATTORNEY

By signing this Notice of Proposed Rule R161-13.03, the City Attorney certifies the City Attorney has reviewed the rule and finds that adoption of the rule is a valid exercise of the Director's administrative authority.

REVIEW AND APPROVED

Greg Guernsey, Director
Planning and Development Review Department

Date: _____

Karen M. Kennard
City Attorney

Date: _____